

Amendments to the Claims:

1. (currently amended) A method of selecting carriers to be measured by a subscriber unit served by a cellular communication system and operable to measure carriers in a frequency band, the method comprising the steps of:

~~dynamically determining a measuring performance characteristic of frequency of the subscriber unit related to the measurement updates performance of the subscriber unit~~
when measuring carriers in the frequency band; and
selecting a subset of carriers in the frequency band to be measured by the subscriber unit in response to the ~~measuring performance characteristic~~ the frequency of updates.

2. (original) A method of selecting carriers as claimed in claim 1 further comprising the step of transmitting identification of the subset of carriers to the subscriber unit.

3. (previously presented) A method of selecting carriers as claimed in claim 1 further comprising the step of the subscriber unit measuring the carriers of the subset of carriers.

4. (currently amended) A method of selecting carriers as claimed in claim 1 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the time required for the subscriber unit to measure carriers in the frequency band.

5. (currently amended) A method of selecting carriers as claimed in claim 1 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the number of receivers in the subscriber unit.

6. (previously presented) A method of selecting carriers as claimed in claim 1 wherein the frequency band is a frequency band of a second communication system.

7. (previously presented) A method of selecting carriers as claimed in claims 1 wherein the cellular communication system and the second communication system use different radio access technologies.

8. (original) A method of selecting carriers as claimed in claim 7 wherein the cellular communication system is a GSM communication system and the second communication system is a UMTS communication system.

9. (original) A method of selecting carriers as claimed in claim 7 wherein the cellular communication system is a UMTS communication system and the second communication system is a GSM communication system.

10. (currently amended) A method of selecting carriers as claimed in claim 7 wherein the ~~measuring performance characteristic~~ update frequency capability of the subscriber unit is determined from a subscriber unit capability report indicating if compressed mode is required to perform measurements on a GSM communication system.

11. (currently amended) A method of selecting carriers as claimed in claim 1 wherein the size of the subset of carriers is dependent on the ~~performance characteristic~~ update frequency capability of the subscriber unit.

12. (currently amended) A method of selecting carriers as claimed in claim 1 wherein the subset of carriers is an ordered subset of carriers and the order of carriers in the subset of carriers is dependent on the ~~performance characteristic~~ update frequency capability of the subscriber unit.

13. (previously presented) A method of selecting carriers as claimed in claim 1 further comprising the step of determining a handover candidate carrier from the subset of carriers.

14. (currently amended) A method of selecting carriers as claimed in claim 1 wherein the ~~measuring performance characteristic~~ frequency of updates is determined from the number of measurement reports reported from the subscriber unit within a given time interval.

15. (currently amended) An apparatus for selecting carriers to be measured by a subscriber unit served by a cellular communication system and operable to measure carriers in a frequency band, the apparatus comprising:

means for dynamically determining a ~~measuring performance characteristic of frequency of the subscriber unit related to the measurement updates~~ performance of the subscriber unit when measuring carriers in the frequency band; and

means for selecting a subset of carriers in the frequency band to be measured by the subscriber unit in response to the ~~measuring performance characteristic~~ the frequency of updates.

16. (original) An apparatus as claimed in claim 15 further comprising means for transmitting identification of the subset of carriers to the subscriber unit.

17. (currently amended) An apparatus as claimed in claim 15 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the time required for the subscriber unit to measure carriers in the frequency band.

18. (currently amended) An apparatus as claimed in claim 15 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the number of receivers in the subscriber unit.

19. (previously presented) An apparatus as claimed in claim 15 wherein the frequency band is a frequency band of a second communication system.

20. (original) An apparatus as claimed in claim 19 wherein the cellular communication system and the second communication system use different radio access technologies.

21. (original) An apparatus as claimed in claim 20 wherein the cellular communication system is a GSM communication system and the second communication system is a UMTS communication system.

22. (original) An apparatus as claimed in claim 20 wherein the cellular communication system is a UMTS communication system and the second communication system is a GSM communication system.

23. (currently amended) An apparatus as claimed in claim 20 wherein the means for determining ~~a measuring performance characteristic~~ is operable to determine ~~the measuring performance characteristic from an update frequency capability of the subscriber unit~~ from a subscriber unit capability report indicating if compressed mode is required to perform measurements on a GSM communication system.

24. (previously presented) An apparatus as claimed in claim 15 further comprising means for determining a handover candidate carrier from the subset of carriers.

25. (currently amended) An apparatus as claimed in claim 15 wherein the means for determining ~~a measuring performance characteristic~~ is operable to determine ~~the measuring performance characteristic~~ frequency of updates from the number of measurement reports reported from the subscriber unit within a given time interval.

26. (previously presented) A cellular communication system comprising the apparatus of claim 15.

27. (currently amended) A subscriber unit operable to be served by a cellular communication system and to measure carriers in a frequency band, the subscriber unit comprising:

- means for dynamically determining ~~a measuring performance characteristic of frequency of the subscriber unit related to the measurement updates performance~~ of the subscriber unit when measuring carriers in the frequency band; and
- means for selecting a subset of carriers in the frequency band to be measured by the subscriber unit in response to the ~~measuring performance characteristic~~ the frequency of updates; and
- means for measuring the carriers of the subset of carriers.

28. (currently amended) A subscriber unit as claimed in claim 27 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the time required for the subscriber unit to measure carriers in the frequency band.

29. (currently amended) A subscriber unit as claimed in claim 27 wherein the ~~measuring performance characteristic~~ frequency of updates is indicative of the number of receivers in the subscriber unit.

30. (previously presented) A subscriber unit as claimed in claim 27 wherein the frequency band is a frequency band of a second communication system.

31. (previously presented) A subscriber unit as claimed in claim 27 wherein the cellular communication system and the second communication system use different radio access technologies.

32. (original) A subscriber unit as claimed in claim 31 wherein the cellular communication system is a GSM communication system and the second communication system is a UMTS communication system.

33. (previously presented) A subscriber unit as claimed in claim 31 wherein the cellular communication system is a UMTS communication system and the second communication system is a GSM communication system.

34. (previously presented) A subscriber unit as claimed in claim 27 further comprising means for determining a handover candidate carrier from the subset of carriers.